

Counsel listed on signature pages

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

THELONIOUS SPHERE MONK, JR., as
Administrator of and on behalf of the
ESTATE OF THELONIOUS SPHERE
MONK, Deceased,

Plaintiff,

v.

NORTH COAST BREWING CO., INC., a
California Corporation,

Defendant.

CASE NO. 4:17-CV-05015-HSG

**JOINT STIPULATION AND ~~PROPOSED~~
ORDER TO CONTINUE INITIAL CASE
MANAGEMENT CONFERENCE**

Current Date:
November 28, 2017
Time: 2:00 p.m.

Proposed Rescheduled Date:
December 5, 2017
Time: 2:00 p.m.

1 Plaintiff Thelonious Sphere Monk, Jr. as administrator of and on behalf of the Estate of
2 Thelonious Sphere Monk ("Plaintiff") and Defendant North Coast Brewing Company
3 ("Defendant") together ("the Parties") by and through their respective counsel of record, hereby
4 stipulate and request that the Court continue the Initial Case Management Conference set for
5 November 28, 2017 at 2:00 p.m. (Dkt. 14) to December 5, 2017 at 2:00 p.m., or another time that
6 is convenient for the Court.

7 WHEREAS, the Parties have an Initial Case Management Conference on calendar for
8 November 28, 2017;

9 WHEREAS, the Parties' Case Management Statement is due by November 21, 2017;

10 WHEREAS, counsel for both Parties have conflicts and are unable to attend the Initial
11 Case Management Conference as currently set;

12 WHEREAS, the Parties have met, conferred, and agreed that the Initial Case Management
13 Conference be rescheduled to December 5, 2017, or at the next date available to the Court. The
14 Parties have also met, conferred and agreed that the Case Management Statement be due on
15 November 28, 2017. This change will not alter the date of any other event or deadline already
16 fixed by Court order; and

17 WHEREAS, the Parties respectfully request that the Court continue the due date of the
18 Case Management Statement to November 28, 2017, and that the Court reschedule the Initial
19 Case Management Conference to December 5, 2017 at 2:00 p.m., or at the next date available to
20 the Court.

21 **IT IS HEREBY STIPULATED AND AGREED** by and between the Parties hereto, that
22 the Court enter an order, continuing the Initial Case Management Conference to December 5,
23 2017 at 2:00 p.m. or a date thereafter at the Court's convenience, and the Case Management
24 Statement to be due by November 28, 2017.

1 Dated: November 7, 2017

Respectfully submitted,

2 McDERMOTT WILL & EMERY LLP

3
4 By: /s/ Nitin Gambhir

Nitin Gambhir

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20 Attorneys for Defendant
21 NORTH COAST BREWING CO., INC.

22
23 Dated: November 7, 2017

SAVUR THREADGOLD LLP

24 By: /s/ John Mansfield

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Thelonious Sphere Monk, Jr., as Administrator of
and on behalf of the
Estate of Thelonious Sphere Monk, deceased

1 Dated: November 7, 2017

SCHNEIDER ROTHMAN INTELLECTUAL
PROPERTY GROUP, LLC

2
3 By: /s/ Joel B. Rothman

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14 Thelonious Sphere Monk, Jr., as Administrator of
15 and on behalf of the
16 Estate of Thelonious Sphere Monk, deceased
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SIGNATURE ATTESTATION

Pursuant to Civil Local Rule 5-1(i), I hereby attest that I have obtained the concurrence in the filing of this document from all the signatories for whom a signature is indicated by a “conformed” signature (/s/) within this e-filed document and I have on file records to support this concurrence for subsequent production for the Court if so ordered or for inspection upon request.

Dated: November 7, 2017


/s/ Robert Zelnick
Robert Zelnick

~~[PROPOSED]~~ ORDER

PURSUANT TO PARTIES' JOINT STIPULATION AND FINDING GOOD CAUSE, **IT IS SO ORDERED.**

The Initial Case Management Conference is continued to December 5, 2017 at 2:00 p.m.
The Case Management Statement is due by November 28, 2017.

Dated: 11/7/2017


HONORABLE HAYWOOD S. GILLIAM JR.
UNITED STATES DISTRICT JUDGE